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Date: May 15, 2009

Steven Goldstein

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: NAGAIKE *et al.*

APPLICATION No.: 10/591,787

FILED: JULY 30, 2007

FOR: RECOMBINANT VARICELLA-ZOSTER VIRUS

EXAMINER: CHEN, STACY BROWN

ART UNIT: 1648

CONFIRMATION No.: 3253

Declaration Under 37 CFR §1.821

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Sir:

I, Susan J. Myers Fitch, declare and affirm as follows:

1. I am an attorney/agent for the applicant.
2. The floppy disk which accompanies this Declaration contain the required sequence listing.
3. The sequence listing recorded on said disc matches the hard copy of the sequence listing submitted herewith.
4. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

Date: 15 May 2009

/Susan J. Myers Fitch/
Susan J. Myers Fitch
Registration No. 55,477

Correspondence Address:

Customer No. 79975
King & Spalding LLP
P. O. Box 889
Belmont, CA 94002-0889
Tel: 650 590-0700

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